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DATE: October 31, 2006

TOTAL # OF PAGES:
(INCLUDING THIS COVER SHEET) 14TO: Mail Stop AMENDMENT
Commissioner for Patents

FAX #: (571) 273-8300

ATTN: Examiner: Robin A. Hylton
Art Unit: 3727

PHONE #:

FROM: Victor E. Johnson

FAX #: (415) 398-3249

PHONE #: (415) 781-1989

EMAIL: johnson.victor@dorsey.com

RE:

U.S. Patent Application No. 09/977,151 for
Closure Including Cap and Fitment Having Gripping Member
Filed: October 12, 2001
Our Docket No. A-70895/DJB/VEJ (Matter No. 463678-00192)

COMMENTS:

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REFERENCE # 463678 00192

4835-2003-7121\1

OCT 31 2006

PATENT

Attorney Docket No. A-70895/DJB/VEJ
Attorney Matter No. 463678-00192
Application No. 09/977,151**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Brian M. ADAMS

Application No. 09/977,151

Filed: **October 12, 2001**For: **CLOSURE INCLUDING CAP AND
FITMENT HAVING GRIPPING
MEMBER**Art Unit: **3727**Examiner: **Robin A. Hylton**Docket No.: **A-70895/DJB/VEJ***Certificate of Transmission (37 C.F.R. § 1.8(a))**I hereby certify that this correspondence is being facsimile transmitted
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8300 on October 31, 2006.**Kasia Z. Kappas*
Kasia Z. KappasMail Stop AMENDMENT
Commissioner for Patents
P.O. Box 450
Alexandria, VA 22313-1450**TRANSMITTAL**

Sir:

☒ Transmitted herewith is:

- 1) AMENDMENT AND REPLY; and
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☒ The fees have been calculated as shown below:

	Claims Remaining After Amendment	Minutes	Highest Previously Paid For	Present Extra	Small Entity Rate Fee	OR	Other than a Small Entity Rate Fee
Total Claims	28	-	23	5	x 25 = \$		1 x 50 = \$250
Ind. Claims	3	-	4	0	x 100 = \$		0 x 200 = \$0
[] Multiple Dependent Claim Presented and Fee not Previously Paid					+180 = \$		+360 = \$
					TOTAL \$		TOTAL \$250

Total Additional Claims Fee: **\$ 250.00**Extension of Time Fee: **\$ 0.00**Other fees: **\$ 0.00**

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4835-2003-7121\1

OCT 31 2006

PATENT

Attorney Docket No. A-70895/DJB/VEJ
Attorney Matter No. 463678-00192
Application No. 09/977,151TOTAL FEES: \$ 250.00

- ☐ No fee is required.
- ☐ A check including the amount of the above indicated TOTAL FEES for \$ _____ is attached.
- ☒ Please charge Deposit Account No. 50-2319 (Order No. 463678-00192; Docket No. A-70895/DJB/VEJ) in the amount of \$ 250.00.
- ☒ The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time and for the presentation of extra claims, or credit any overpayment to Deposit Account No. 50-2319 (Order No. 463678-00192; Docket No. A-70895/DJB/VEJ).

Respectfully submitted,

DORSEY & WHITNEY LLP

Date: October 31, 2006By: 

Victor E. Johnson, Reg. No. 41,546

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PATENT

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4300 on October 31, 2006.**Krista Z. Kappes*

Krista Z. Kappes

Mail Stop: AMENDMENT
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REPLY

Sir:

Responsive to the Office Action of August 10, 2006, Applicant submits the following
Amendment and Remarks.

AMENDMENTS

Amendments to the Claims are reflected in the listing of claims which begins on page 2
of this paper. Remarks, including arguments, begin on page 5 of this paper.11/01/2006 MBINAS 00000040 502319 09977151
01 FC:1202 250.00 DA

AMENDMENT AND REPLY

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4821-5249-7153V1